

UNITED STATES DISTRICT COURT

EASTERN

DISTRICT OF

TENNESSEE

Lori Ann Yancey

EXHIBIT AND WITNESS LIST

V.

Marty Carson

Case Number: 3:04-CV-556, 3:04-CV-610

| PRESIDING JUDGE THOMAS A. VARLAN | | | | PLAINTIFF'S ATTORNEY David S. Wigler, Herbert S. Moncier | DEFENDANT'S ATTORNEY John C. Duffy |
|---------------------------------------|-------------|--------|----------|---|---------------------------------------|
| TRIAL DATE (S) November 5-13, 2007 | | | | COURT REPORTER Jolene Owen | COURTROOM DEPUTY Julie Norwood |
| PLF. NO. | DEF. NO. | MARKED | ADMITTED | DESCRIPTION OF EXHIBITS* AND WITNESSES | |
| W | | | | STEVE VINSANT, Special Agent of TBI | |
| 1 | | X | X | 911 timeline | |
| 2 | | X | X | Incident Report, Robby Carson | |
| 3 | | X | X | Photo of mailbox | |
| 4 | | X | X | Photo of trailer driveway | |
| 5 | 34 | X | X | Photo of trailer front | |
| 6 | 33 | X | X | Photo of trailer | |
| 7 | 32 | X | X | Photo of trailer west end | |
| 8 | 30 | X | X | Photo of trailer back side | |
| 9 | 29 | X | X | Photo of trailer back porch | |
| 10 | | X | X | Photo of back door | |
| 11 | 22 | X | X | Photo of kitchen area to back door | |
| 12 | | X | X | Photo of front door | |
| 13 | | X | X | Photo of front bedroom looking in | |
| 14 | | X | X | Photo of front bedroom looking out | |
| 15 | 20 | X | X | Photo of rear hall to back bedroom | |
| 16 | | X | X | Photo of rear hall blood stains | |
| 17 | | X | X | Photo of rear hall blood stains | |
| 18 | | X | X | Photo of rear hall blood stains | |
| 19 | 8 | X | X | Photo of back bedroom door hole (from Hall) | |
| 20 | | X | X | Photo of back bedroom door hole (from bedroom) | |
| 21 | | X | X | Photo of bedroom/bathroom doors | |

* Color Code: Yellow-ID Only; Pink-Plaintiff's Witness; Blue-Defendant Witness.

| PLF. NO. | DEF. NO. | MARKED | ADMITTED | CONTINUED DESCRIPTION OF EXHIBITS AND WITNESSES |
|-------------|-------------|--------|----------|---|
| 22 | 18 | X | X | Photo of bathroom toward front window |
| 23 | 17 | X | X | Photo of bathroom shell casing |
| 24 | | X | X | Photo of commode |
| 25 | 10 | X | X | Photo of bathroom pistol by commode |
| 26 | 9 | X | X | Photo of pistol blown up |
| 27 | | X | X | Photo of bathroom looking toward bedroom |
| 28 | | X | X | Photo of bathroom looking toward washing and bedroom door |
| 29 | 13 | X | X | Photo of sickle |
| 30 | 14 | X | X | Photo of bedroom window |
| 31 | | X | X | Photo of back bedroom interior |
| 32 | 12 | X | X | Photo of sickle |
| 33 | | X | X | Photo of back bedroom looking toward hall |
| 42 | | X | X | Collective: Death Certificate and redacted Autopsy final report |
| 38 | | X | X | Partial diagram of inside of trailer |
| | 4 | X | X | View behind garage towards driveway |
| | 6 | X | X | Photo of front of garage |
| | 5 | X | X | Photo of side of garage and woods |
| | 16 | X | X | Photo of cartridge casing found in trailer |
| | 26 | X | X | Photo of back yard and woods from back yard |
| | 27 | X | X | Photo of woods from back porch |
| | 28 | X | X | Photo of east end of trailer |
| | 20 | X | X | Photo of hallway from kitchen |
| | 11 | X | X | Photo of sickle found in trailer |
| W | | | | BRIAN BOSHEARS |
| W | | | | MARK CHITWOOD |
| W | | | | LORI YANCEY, Plaintiff |
| 44 | | X | X | Collective family photo of John John Yancey |

| PLF. NO. | DFT. NO | MARKED | ADMITTED | DESCRIPTION OF EXHIBITS AND WITNESSES PAGE |
|-----------|-----------|----------|-----------|---|
| | | | | DAY 2, NOVEMBER 6, 2007, testimony of Lori Yancey cont. |
| 45 | | X | X | Herbert Yancey w-2 for 2002 and 2003 |
| W | | | | JEREMY CROSS |
| W | | | | ROBERT CARSON, JR. |
| W | | | | MICHAEL CROSS |
| W | | | | RICHARD EARL BABB |
| 50 | | X | X | Photo of Richard Babb's House |
| 51 | | X | X | Photo of Richard Babb's wound to chest |
| 52 | | X | X | Photo of Richard Babb's wound to face |
| 53 | | X | X | Photo of Richard Babb in hospital |
| 54 | | X | X | Photo of Richard Babb's wound to chest |
| W | | | | NICOLAS LETNER |
| 55 | | X | ID | Declaration of Nick Letner |
| 56 | | X | ID | TBI Statement of Lonnie Dewayne Gunter |
| | | | | |
| | | | | DAY 3, November 7, 2007 |
| W | | | | RANDY LEWALLEN |
| 57 | | X | ID | DEPOSITION TESTIMONY OF MARK RECTOR |
| 58 | | X | ID | DEPOSITION TESTIMONY OF PENNIE RECTOR |
| W | | | | RYAN CLARK |
| W | | | | PAULA BLANKENSHIP |
| W | | | | RICHARD QUILA |
| | 3 | X | X | Diagram of Trailer -inside CID 29 |
| | 24 | X | X | Photo of back porch of trailer |
| | 1 | X | X | Diagram of scene outside of trailer CID 31 |
| W | | | | JUDITH GORDAN |
| 48 | | X | ID | Redacted Transcript of Video Testimony of Nicole Windle Porter |
| 49 | | X | ID | Redacted Video Testimony of Nicole Windle Porter |

| PLF. NO. | DFT. NO. | MARKED | ADMITTED | DESCRIPTION OF EXHIBITS AND WITNESSES |
|-------------|-------------|----------|-----------|---|
| | | | | DAY 4, NOVEMBER 8, 2007, Video Tape Deposition of Windle cont. |
| W | | | | MARTY CARSON, Defendant |
| | W | | | MARTY CARSON, Defendant |
| 38A | | X | ID | Partial diagram of inside of trailer used & marked at Deposition of Marty Carson-ID only |
| | W | | | DONNIE PHILLIPS |
| | | | | |
| | | | | DAY 5, NOVEMBER 9, 2007 |
| | W | | | ROBERT CARSON, JR. |
| | W | | | STEVE VINSANT, Special Agent of TBI |
| 42A | | X | ID | Complete Autopsy final report-ID only pursuant to Court's ruling on 11/13/07 |
| | 37 | X | ID | Deposition Testimony of Joseph Babb |
| | W | | | WILLIAM PAUL PHILLIPS |
| | W | | | SARAH DAVIS |
| | W | | | JAMES CARSON |
| | | | | |
| | | | | DAY 6, NOVEMBER 13, 2007 |
| RW | | | | LORI YANCEY, Plaintiff |